

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

MICHELLE WEAVER,

CIVIL No. 07-2823 (JMR/AJB)

PLAINTIFF,

V.

ORDER

MICHAEL J. ASTRUE, COMMISSIONER OF
SOCIAL SECURITY,

DEFENDANT.

This matter is before the Court on a Report and Recommendation from Magistrate Judge Arthur J. Boylan dated May 9, 2008. There being no objections filed to Magistrate Judge Boylan's Report and Recommendation, **THE COURT HEREBY ORDERS** that:

- (1) Plaintiff's Motion for Summary Judgment [Docket No. 8] is **granted**; and
- (2) Commissioner's Motion for Summary Judgment [Docket No. 11] is **denied**.

Dated: June 10, 2008

s/James M. Rosenbaum
The Honorable James M. Rosenbaum
United States District Court